IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (PIL) NO. 241 of 2005

Nicholas Almeida ...Petitioner

Versus

State of Maharashtra and Ors. ...Respondents

Mr. P.M. Havnur for the petitioner.
Mr. Amjad Sayed, Assistant Government Pleader, for respondent No.1.
Mrs. P.A. Purandare for respondent No.2.

CORAM: **DALVEER BHANDARI, C.J.** &
S.A. BOBDE, J.
DATE: **APRIL 06, 2005**.

P.C.

We have heard the learned counsel for the parties. We have also perused the affidavits filed by Sub-Inspector of Police, Oshiwara Police Station, Jogeshwari (West) and Sub-Engineer, K/West Municipal Award, Andheri (West). In the affidavit on behalf of respondent No.2, it is stated that there is no permanent or temporary structure or stall in the place in question as stated by the petitioner. The unauthorised construction has been removed. Respondent No.3 is sitting under an umbrella. In this view of the matter, no further action is warranted. This petition is accordingly disposed of.

CHIEF JUSTICE

S.A. BOBDE, J.